G. R. S. IX-5]

Previous references.

Ch. 32-12 (1-b)

File No. 177-16

1916.

(Courts)

Serial Nos./— 3

Later references.

P

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. /— 3

Part B for January 1917

SUBJECT.

Amendment of Rule 66 of Order XXI of the Civil procedure Code regarding the examination of judgment debtor before the issue of Sale proclamation of attached property.

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3. To, The Registrar chief Court
No J 2599 D/ 23. 1. 1917
Sanctions an addition to Rule
66 Order XXI C. P. C—.

W D 88—GPB—50,000—24-7-16

Mafauconsd
9/4/17

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 177-16

FILE HEADING.

Amendment of Rule 66 of Order XXI of the Civil Procedure Code regarding the examination of judgment debtor before the issue of sale proclamation of attached property

From

The Registrar, Ch. Ct.

Roc No. 322 Dated 11-13/11/16 Received 14-11-16

Diary No. 1002	Enclos. 1	Spare Copies. –	Serial No. 1

BRIEF ABSTRACT OF LETTER.

States that the rule proposed on the above subject is in force as a rule of practice and that it should properly appear in the Code as a rule of procedure and that the Judges have approved of its addition to Rule 66 of Order XXI and requests Sanction of Govt thereto

NOTES AND ORDERS.

1) List III

A draft to the Residency is put up for approval if the proposal is to be sanctioned [please see Legs 20-10-2]

Put in

2) Please put up the Notfn in the Gazette and the Rule of Practice if any.

Ratification 19/12/16 page 1445 Part II

3) References required put up

Legislative

(8) Pay: 570 in Civil Eight-Post

Yes. 19/12/16

G. R. S. 12]

General and Revenue Secretariat.

File No. 177 of 1916.

Serial No.

4) What is proposed by the Rules Committee is to have the Rule/practice of 28-7-1912 inserted in the Civil Procedure Code as a sub clause to Order XXI Rule 66. There is no objection for adopting the recommendation, but as the changes has to be intimated to the Resident, Draft is submitted for approval.

Eg
9/12

First Member

1083/11-12

5) Draft approved by the First Member
14.12.16
Rvs

6) Issue
Eg 14/12

2 To The H. A. Resident
No Poe 619 20th. Dec. 1916
Informs him of the proposed amendment to Rule 66 of order XXI of Civil Procedure code.

7) No reply from the Residency & one is not necessary for sanctioning the amendment; for precedent please see paragraph 14 of the notes in Legis 32-12-(1-6)

8) A draft sanctioning is put up.
B
17/1/17

9) Draft may be approved
Eg
7-1

First Member

10) Draft approved by the First Member
Rvs
19-1-17

11) Issue
Eg 19/1

T

Draft II

B
16/1

1473
18/1

NOTE—Contn. sheet.

GPB—70,000—17-12-15

G. R. S. 12]

General and Revenue Secretariat. | Cts File No. 177 of 1916.

Serial No.	
3	Do The Registrar. Ch court No J 2599 23-1-17 Sanctioning an addition to Rule 66 order XXI C. P. C.

R. O. C. No.322.

SEC. & REF. 17 NOV

Chief Court of Mysore,

Bangalore, 11th November 1916.

From

N. T. GOPALIENGAR, Esq., B. A., L. B.,

Registrar of the Chief Court of Mysore.

To

D. M. NARASINGA RAO, Esq., B. A., B. L.,

Secretary to the Government of Mysore,

General Department.

Sir,

The Rules Committee had submitted a report to the Chief Court under Section 124 of the Code of Civil Procedure proposing to add the enclosed rule to Rule 66 Order XXI. This is a rule which has been in force in Mysore since 1912 as a rule of practice, but it is thought that it should more properly appear in the Code as a rule of procedure. The Judges have taken the report into their consideration and have approved of the said rule being numbered (5) and added to order XXI. Rule 66. It has been published in the last three successive issues of the Mysore Gazette for the information of the general public under the provision of

section

section 122 of the Code of Civil Procedure. I am therefore directed to request that the Government may be pleased to accord sanction to the rule under section 126 of the Code of Civil Procedure.

I have the honor to be,

S i r,

Your most obedient servant,

R E G I S T R A R.

BR

M. S. C.

Enc to Sl no/ 6

PROPOSED RULE.

(5) " Before issuing the proclamation, the court shall require the attendance of the attaching-creditor and of the judgment-debtor on a day to be fixed in this behalf and shall call upon the latter to declare on oath or solemn affirmation his interests in the said property, who is in possession thereof, and what other interests or encumbrances may exist therein, and shall require him to produce all title-deeds and other documents in his possession relating to the property."

R. Gopalan

REGISTRAR.

BR

M. S. C.

Informing the Resident of a proposed amendment of Rule 66 of Order XXI of C.P.C.

G. R. S. 26] 15/1✓

File No. 177-16

Serial No. 1

Diary No. of letter replied to .....

No. P&C 619/21

General and Revenue Secretariat

( )

, the *191* .

To

The Y. A. Resident

Sir

Date of issue 20/12/16

Signed by Mr. J. E. Jayaraman 2/x/7

I am directed to forward herewith for the information of the Hon'ble the Resident in Mysore, copy of a rule proposed to be added to Rule 66 of Order XXI of the Code of Civil Procedure, 1911, and to state that the said rule which has been in force since 1912 as a rule of practice should, it is considered, more properly appear in the Code as a rule of procedure and that its addition as Sub-rule (5) to Rule 66 of Order XXI has been approved by the Judges of the Ch. Ct.

I have &c.

over

SUBJECT.

14/12

for Sec'y

2/2-16

1/x

Sanctioning an addition to Rule 66 order XXI - C.P.C. (8

G.R.S. 28]

G/1

Ch File No. 177-16
Serial No. 3

Diary No. of letter replied to

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT.
( )

, *the* 191 .

READ—

Letter from R.O.C No 3228 dt 11/13 Nov 1916 from the Registrar, Chief Court, forwarding copy of a rule proposed by the Rule Committee to be added to Rule 66, Order XXI of the Code of Civil Procedure, 1911, stating that it is considered that the proposed rule which is in force as a rule of practice should appear in the Code as a rule of procedure +

over.

Date of issue 23/1/17

Signed by Mr G Srinivasa Iyer

ORDER THEREON.—No.

May this be

i printed?

ii treated as a standing order?

iii published in the Gazette English part?

iv translated?

v placed at the disposal of the Press?

vi published in the Gazette Kannada part?

SUBJECT.

GPB—50,000—1-12-12

20/1/17

~~Kindly~~ that the Judges have approved of its addition as sub rule (5) to Rule 66 of Order XXI and requesting sanction thereto.

Order No. 2599.
Sanctioned

Sd/ 17.1
Registrar

To The Registrar-Cle

Sd/ 19/1/12

Sd/ 19/1